

**AGENDA**  
**TEXAS BOARD OF PROFESSIONAL ENGINEERS**  
**REGULAR QUARTERLY BOARD MEETING**  
**1917 SOUTH INTERSTATE 35**  
**AUSTIN, TX 78741**  
**AUGUST 29, 2013 – 10:30 AM**

**Call to Order.** (Daniel O. Wong, Ph.D., P.E., Presiding Officer)

1. Roll Call and Welcome Visitors..... Daniel O. Wong, Ph.D., P.E.
2. Public Comment..... Daniel O. Wong, Ph.D., P.E.
3. Consent Agenda ..... Daniel O. Wong, Ph.D., P.E.

**(The following items may be acted upon under Consent Agenda and are marked with an asterisk\* on the Regular Quarterly Board Meeting Agenda)**

*(Motion Required)*

- January 25, 2013, Education Advisory Committee (EAC) Minutes (**See agenda item #5**)
- January 25, 2013, Industry Advisory Committee (IAC) Minutes (**See agenda item #6**)
- January 25, 2013, Government Advisory Committee (GAC) Minutes (**See agenda item #7**)
- January 25, 2013, EAC, IAC, and GAC Joint Committee Minutes (**See agenda item #8**)
- May 22, 2013, Licensing Committee Minutes (**See agenda item #9**)
- May 23, 2013, Legislative Issues Committee Minutes (**See agenda item #10**)
- May 23, 2013, Policy Advisory Opinion Committee Minutes (**See agenda item #11**)
- May 23, 2013, General Issues Committee Minutes (**See agenda item #12**)
- May 23, 2013, Nominating Committee Minutes (**See agenda item #13**)
- May 23, 2013, Regular Quarterly Board Meeting Minutes (**See agenda item #4**)
- Administrative Reports and Outstanding Administrative Penalties and Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments (**See agenda item #23**)
- Licensing Applications. (**See agenda item #27**)

**Discuss and Possibly Approve Board Minutes:**

4. **\*(Consent Agenda)** Discuss and possibly approve minutes of the May 23, 2013, Regular Quarterly Board Meeting Minutes ..... Daniel O. Wong, Ph.D., P.E.

**Discuss and Possibly Accept Committee Minutes:** ..... Daniel O. Wong, Ph.D., P.E.

5. **\*(Consent Agenda)** January 25, 2013, Education Advisory Committee (EAC) Minutes
6. **\*(Consent Agenda)** January 25, 2013, Industry Advisory Committee (IAC) Minutes
7. **\*(Consent Agenda)** January 25, 2013, Government Advisory Committee (GAC) Minutes
8. **\*(Consent Agenda)** January 25, 2013, EAC, IAC and GAC Joint Committee Minutes
9. **\*(Consent Agenda)** May 22, 2013, Licensing Committee Minutes
10. **\*(Consent Agenda)** May 23, 2013, Legislative Issues Committee Minutes
11. **\*(Consent Agenda)** May 23, 2013, Policy Advisory Opinion Committee Minutes
12. **\*(Consent Agenda)** May 23, 2013, General Issues Committee Minutes
13. **\*(Consent Agenda)** May 23, 2013, Nominating Committee Minutes

**Discuss and Possibly Act on the following agenda items (14-28):**

14. Board Members' Activity Reports ..... Daniel O. Wong, Ph.D., P.E.

*(Report)*

- Ballí
- Greer
- Kannappan
- Nejad
- Summers
- Womack
- Wong

15. Emeritus Members ..... Daniel O. Wong, Ph.D., P.E.

- Activity Reports

*(Report)*

- Gonzalez

- Guerra
16. Budget..... Jeff Mutscher, Finance Director
- FY13 3<sup>rd</sup> Quarter Budget Report  
(*Report*)
  - Fiscal Year 2014 Budget  
(*Motion Required*)
- Discuss and Possibly Act on Issues Regarding Committee Reports or Items on the Committee Agendas:**
17. Enforcement Committee ..... Sam Kannappan, P.E., Chair
- Discuss and possibly act on the following rule proposal  
(*Motion Required*)
    - §139.31-Enforcement Actions for Violations of the Act
    - §139.35-Sanctions and Penalties
18. General Issues Committee ..... James Greer, P.E., Chair
- Discuss and possibly act on the following rule adoption:  
(*Motion Required*)
    - §131.35 Employee Training (4)(d)  
(*Motion Required*)
  - Discuss and possibly approve the following rule proposal:  
(*Motion Required*)
    - §131.63 Self-Directed Semi-Independent Agency Project Act
19. Licensing Committee ..... Bobby Ballí, P.E., Chair
- Personal Appearances from Licensing Applicants  
(*Motion required on all personal interviews*)
  - Discuss and possibly approved the following rule proposals:  
(*Motion required on all rule proposals*)
    - Application/Professional Fee Split
      - §133.81-Receipt and Processing of Applications by the Board
      - §133.87-Final Action on Applications
      - §133.97-Issuance of License
    - Computer Base Testing (CBT) Implementation
      - §133.21-Application for Standard License
      - §133.25-Applications from Engineering Educators
      - §133.61-Engineering Examinations Required for a License to Practice as a Professional Engineer
      - §133.65-Examination on the Fundamentals of Engineering
      - §133.69-Waiver of Examinations
      - §133.71-Examination for Record Purposes
      - §133.73-Examination Results and Analysis
      - §133.75-Examination Irregularities
    - Fingerprinting Implementation
      - §133.21-Application for Standard License
      - §133.23-Applications from Former Standard License Holders
      - §133.25-Applications from Engineering Educators
      - §133.27-Application for Temporary License for Engineers Currently Licensed Outside the United States
      - §133.89-Processing of Administratively Withdrawn Applications
      - §137.7-License Expiration and Renewal
      - §137.13-Inactive Status
    - Military Spouse Application
      - §133.81-Receipt and Processing of Applications by the Board
20. Legislative Update ..... Priscilla Pipho, MPA

21. Policy Advisory Opinion Update ..... Kyle Womack, P.E.

- EAOR #34 – Industry Exemption  
(Report)

**Discuss and Possibly Act on Reports or Items reported by the Executive Director:**

22. Executive Director's Report.....Lance Kinney, P.E.  
(Report)

- Activity Report
- Emeritus Member Contract Renewals-FY2014 (*Motion Required*)
- Report on May 31, 2013, Education, Industry, and Government Advisory Committee Meetings
- NCEES
  - CBT
  - 2013 Engineering Award Winners
  - Report Annual Meeting-San Antonio
- Journey Toward Excellence
- Outreach
  - Upcoming Webinar September 12, 2013
  - Kudos

**Discuss and Possibly Act on Enforcement/Disciplinary Matters:**

23. **\*(Consent Agenda)** Administrative Reports, Outstanding Administrative Penalties Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments .....C.W. Clark, P.E.

24. Agreed Board Order..... C.W. Clark, P.E.  
(*Motion Required*)

1. D-34077 (Guerra)
2. D-33332 (Wong)
3. Curtis R. Dumas, P.E., D-33703 (Summers)
4. C. Scott Parker, P.E., D-33660 (Guerra)
5. Ben L. Thomas, P.E., D-33490 (Nejad)

25. Consent Orders ..... C.W. Clark, P.E.  
(*Motion Required*)

SOAH Result

(None)

Informal Reprimands (In accordance with Board Rule 139.31(b) individual names are not listed)

6. D-33451
7. D-34420
8. D-34209

Non-Practice Violations

9. Lawrence Fischer, P.E. - D-34594, Order of the Board
10. Chander P. Nangia, P.E. – D-34182, Order of the Board
11. Larry W. Brast, P.E. - D-34613, Final Board Order
12. Christopher Castillo, P.E. – D-34686, Final Board Order

Practice Violations

13. Thomas W. Keiss, P.E., D-33871
14. Stephen P. Maslan, P.E., D-34118
15. Michael A. Robinson, P.E., D-34198
16. Steven E. Williams, P.E., D-34248

Sanctions Against Non-License Holders

(None)

Firm Registrations/Sole Proprietorship Sanctions

(None)

26. Discuss, possibly act on the following settlement proposal..... Veena Mohan

- Raghunath Dass, P.E., D-31480

(*Motion Required*)

This agenda item may be considered under executive session as authorized under Government Code §551.071.  
Consultation with Attorney

**Discuss and Possibly Act on Licensing Applications requiring board ruling:**


- 27. **\*(Consent Agenda)** Licensing Applications.....David Howell, P.E.
  - Vote or Reconfirm Votes Pursuant to Board Rule §133.87:
    - Approved for Exams
    - Approved for Licensure
    - Exams Not Approved
    - Firms Approved
    - Not Approved for Licensure
    - Auto Not Approved for Licensure
    - Waivers – Both
    - Waivers – FE
    - Waivers—PE

**Discuss and Possibly Act on Other Matters**

- 28. Thank the Executive Director, Lance Kinney for his exemplary service  
to the Board and NCEES .....Daniel O. Wong, Ph.D., P.E.
- 29. Issues from Board members for future meetings.....Daniel O. Wong, Ph.D., P.E.

**Adjourn.**

The Board may meet in closed session on any agenda item listed above as authorized by the Texas Open Meetings Act, Tex. Gov’t. Code Ann. Chapter 551.

 Individuals needing special accommodation should contact the Texas Board of Professional Engineers at (512) 440-7723, in a timely manner.